

Edward W. Swanson, SBN 159859  
SWANSON, McNAMARA & HALLER LLP  
300 Montgomery Street, Suite 1100  
San Francisco, California 94104  
Telephone: (415) 477-3800  
Facsimile: (415) 477-9010

Attorney for CLIFF FORTUNE

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Plaintiff,

vs.

CLIFF FORTUNE,

Defendant.

Case No. CR 06-0419 CRB

**STIPULATION AND ~~PROPOSED~~  
ORDER CONTINUING SENTENCING  
HEARING DATE**

STIPULATION

Defendant Cliff Fortune, by and through his counsel, Edward W. Swanson, and the United States, by and through its counsel Assistant United States Attorney Stacey Geis, hereby stipulate and agree as follows:

1. Mr. Fortune is scheduled to appear before this Court on September 6, 2006 at 2:15 p.m. for sentencing.

2. The parties agree that the sentencing hearing should be postponed until November 29, 2006 at 2:15 p.m. This continuance is necessary to allow defense counsel sufficient time to obtain documents relevant to Mr. Fortune's sentencing and to accommodate government counsel's trial schedule. United States Probation Officer Sara Black has been advised of the proposed continuance of

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1 the sentencing hearing and has no objection thereto.

2 IT IS SO STIPULATED.

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4 Dated: August 3, 2006

/s/  
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Edward W. Swanson  
Swanson, McNamara & Haller LLP  
Counsel for Cliff Fortune

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7 Dated: August 3, 2006

/s/  
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Stacey Geis  
Assistant United States Attorney

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12 ORDER

13 Pursuant to stipulation, the Court HEREBY ORDERS that the Defendant's sentencing hearing is  
14 continued from September 6, 2006 to November 29, 2006 at 2:15 p.m.

15 IT IS SO ORDERED.

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18 Dated: August 4, 2006

